IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Original Jurisdiction

Dated: Nainital: the 21st day of December, 2005
Crl. Bail Application No. 1169 of 2005

Order on the Bail Application:

CRIMINAL SIDE

Parul S/o Shri Narendar,
R/o Village Narsan Kalan, P.S. Manglaur
District Haridwar ……... Applicant

Versus

State of Uttaranchal ……... Opposite Party

Arising out of Crime No. 237 of 2005
Under Sections: 393 of the I.P.C.
Police Station: Manglaur
District: Haridwar.

Hon'ble P.C. Pant, J.

This bail application is moved by Parul S/o Narendar, who is in jail in connection with case crime No. 237 of 2005 under Section 393 of the Indian Penal Code registered at P.S. Manglaur, District Haridwar.

Heard learned counsel for the applicant and learned A.G.A. for the State.

It is alleged in the F.I.R. that on 12.10.2005 the complainant along with three others was going on his motorcycle bearing registration No. U.P.-11 M / 5590. When they reached near Gurukul Narsan Degree College, four miscreants forced them to stop and made attempt to loot the motorcycle of the complainant. However, on being resisted, the miscreants fled away leaving their motorcycle No. U.A. -8 C / 5273. It is also alleged in the F.I.R. that the villagers who witnessed the incident disclosed the names of the miscreants as Parul (applicant), Ramesh, Mirchi and Poppin. Prima facie, it doesn't appear natural that the persons known to the witnesses would be committing the crime in the aforesaid manner.

In the above circumstances, without expressing any opinion as to the final merits of the case, this Court is of the view that the applicant deserves bail. Let the applicant Parul be released on bail on his executing a personal bond and furnishing two sureties each in the like amount to the satisfaction of the Chief Judicial Magistrate, Haridwar.

Dt. 21.12.2005 **(P.C. Pant, J.)**
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